



MICHIGAN
HOUSE OF REPRESENTATIVES
P.O. Box 30014
LANSING, MICHIGAN 48909-7514

MINUTES OF THE COMMITTEE
ON
CRIMINAL JUSTICE

Tuesday, February 16, 2016

9:00 a.m.

Room 327 House Office Building

The House Standing Committee on Criminal Justice was called to order by the Chair.

Members present: Reps. Heise, Webber, Howrylak, Afendoulis, Lucido, Guerra, Hovey-Wright, and Chang.

Members absent/excused: None.

Representative Webber moved to adopt the February 2nd, 2016, minutes. There being no objection, the motion prevailed by unanimous consent.

The Chair laid HB 4947, 4948, 4949, 4950, 4951, 4952, 4953, 4954, 4955, 4956, 4957, 4958, 4959, 4960, 4961, 4962, 4963, 4965, and 4966 before the committee:

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| HB 4947 (Lucido) | Juveniles; criminal procedure; age of juvenile court jurisdiction and location of juvenile detention in some instances; modify. |
| HB 4948 (Howrylak) | Criminal procedure; sentencing; sentencing juveniles prosecuted in the same manner as adults; revise code of criminal procedure to reflect increase in age limit and factors for consideration. |
| HB 4949 (Pagel) | Juveniles; criminal procedure; age of juvenile court jurisdiction in juvenile diversion act; modify. |
| HB 4950 (Garrett) | Juveniles; criminal procedure; age of juvenile jurisdiction in youth rehabilitation services act; modify. |
| HB 4951 (Forlini) | Mental health; other; age of juvenile in disposition of persons found not guilty by reason of insanity; modify. |
| HB 4952 (Webber) | Criminal procedure; sentencing; sentencing juveniles prosecuted in the same manner as adults; revise the code of criminal procedure to reflect increase in age limit and factors for consideration. |
| HB 4953 (Afendoulis) | Juveniles; criminal procedure; definition of adult in Michigan indigent defense commission act; modify. |

HB 4954	(Santana)	Criminal procedure; sentencing; sentencing juveniles prosecuted in the same manner as adults; revise the code of criminal procedure to reflect increase in age limit and factors for consideration.
HB 4955	(Santana)	Criminal procedure; sentencing; sentencing juveniles prosecuted in the same manner as adults; revise the code of criminal procedure to reflect increase in age limit and factors for consideration.
HB 4956	(Guerra)	Juveniles; criminal procedure; factors to consider when determining jurisdiction over juveniles in certain circumstances; modify.
HB 4957	(Heise)	Juveniles; other; detention of juveniles in certain circumstances; modify.
HB 4958	(Heise)	Criminal procedure; sentencing; sentencing juveniles prosecuted in the same manner as adults; revise the code of criminal procedure to reflect increase in age limit and factors for consideration.
HB 4959	(Heise)	Corrections; alternatives; restrict placement of youth under 18 during confinement, trial, or transport; prohibit placement with adults during confinement, trial, or transport.
HB 4960	(Kesto)	Juveniles; criminal procedure; certain offenses that do not require adult sentencing; eliminate from the list of specified juvenile offenses in code of criminal procedure.
HB 4961	(Kesto)	Juveniles; criminal procedure; specified juvenile violation definition; modify in the revised judicature act.
HB 4962	(Kosowski)	Juveniles; criminal procedure; specified juvenile violation definition; modify in probate code of 1939.
HB 4963	(Kosowski)	Corrections; other; monitoring and oversight of juveniles under the age of 18 placed under the jurisdiction of the department of corrections; require, and provide for certain reporting.
HB 4965	(Chang)	Corrections; other; family advisory board; establish.
HB 4966	(Howrylak)	Corrections; jails; time confined in cells for incarcerated individuals under 21 years of age; develop policies to limit.

Representative Santana gave an update on the bill package.

Representative Lucido moved to report HB 4947 with recommendation. The motion prevailed 8-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Heise, Webber, Howrylak, Afendoulis, Lucido, Guerra, Hovey-Wright,
Chang.

Nays: None.

Pass: None.

Jean Kordenbrock, representing the House Republican Policy Office, discussed the changes made in the (H-1) substitute to HB 4948.

Representative Howrylak moved to adopt the substitute (H-1) to HB 4948. The motion prevailed 8-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Heise, Webber, Howrylak, Afendoulis, Lucido, Guerra, Hovey-Wright,
Chang.

Nays: None.

Pass: None.

Representative Howrylak moved to report HB 4948 with recommendation, as substitute (H-1). The motion prevailed 8-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Heise, Webber, Howrylak, Afendoulis, Lucido, Guerra, Hovey-Wright,
Chang.

Nays: None.

Pass: None.

Representative Webber moved to report HB 4949 with recommendation. The motion prevailed 8-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Heise, Webber, Howrylak, Afendoulis, Lucido, Guerra, Hovey-Wright,
Chang.

Nays: None.

Pass: None.

Representative Guerra moved to report HB 4950 with recommendation. The motion prevailed 8-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Heise, Webber, Howrylak, Afendoulis, Lucido, Guerra, Hovey-Wright,
Chang.

Nays: None.

Pass: None.

Representative Lucido moved to report HB 4951 with recommendation. The motion prevailed 8-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Heise, Webber, Howrylak, Afendoulis, Lucido, Guerra, Hovey-Wright,
Chang.

Nays: None.

Pass: None.

Representative Webber moved to report HB 4952 with recommendation. The motion prevailed 8-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Heise, Webber, Howrylak, Afendoulis, Lucido, Guerra, Hovey-Wright, Chang.
Nays: None.
Pass: None.

Representative Afendoulis moved to report HB 4953 with recommendation. The motion prevailed 8-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Heise, Webber, Howrylak, Afendoulis, Lucido, Guerra, Hovey-Wright, Chang.
Nays: None.
Pass: None.

Representative Chang moved to report HB 4954 with recommendation. The motion prevailed 8-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Heise, Webber, Howrylak, Afendoulis, Lucido, Guerra, Hovey-Wright, Chang.
Nays: None.
Pass: None.

Representative Hovey-Wright moved to report HB 4955 with recommendation. The motion prevailed 8-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Heise, Webber, Howrylak, Afendoulis, Lucido, Guerra, Hovey-Wright, Chang.
Nays: None.
Pass: None.

Representative Guerra moved to report HB 4956 with recommendation. The motion prevailed 8-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Heise, Webber, Howrylak, Afendoulis, Lucido, Guerra, Hovey-Wright, Chang.
Nays: None.
Pass: None.

Jean Kordenbrock, representing the House Republican Policy Office, discussed the changes made in the (H-1) substitute to HB 4957.

Representative Afendoulis moved to adopt the substitute (H-1) to HB 4957. The motion prevailed 8-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Heise, Webber, Howrylak, Afendoulis, Lucido, Guerra, Hovey-Wright,
Chang.

Nays: None.

Pass: None.

Representative Afendoulis moved to report HB 4957 with recommendation, as substitute (H-1).
The motion prevailed 8-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Heise, Webber, Howrylak, Afendoulis, Lucido, Guerra, Hovey-Wright,
Chang.

Nays: None.

Pass: None.

Representative Webber moved to report HB 4958 with recommendation. The motion prevailed
8-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Heise, Webber, Howrylak, Afendoulis, Lucido, Guerra, Hovey-Wright,
Chang.

Nays: None.

Pass: None.

Jean Kordenbrock, representing the House Republican Policy Office, discussed the changes
made in the (H-1) substitute to HB 4959. Questions and discussion followed.

Representative Howrylak moved to adopt the substitute (H-1) to HB 4959. The motion prevailed
8-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Heise, Webber, Howrylak, Afendoulis, Lucido, Guerra, Hovey-Wright,
Chang.

Nays: None.

Pass: None.

Representative Howrylak moved to report HB 4959 with recommendation, as substitute (H-1).
The motion prevailed 8-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Heise, Webber, Howrylak, Afendoulis, Lucido, Guerra, Hovey-Wright,
Chang.

Nays: None.

Pass: None.

Representative Lucido moved to report HB 4960 with recommendation. The motion prevailed 8-
0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Heise, Webber, Howrylak, Afendoulis, Lucido, Guerra, Hovey-Wright,
Chang.

Nays: None.

Pass: None.

Jean Kordenbrock, representing the House Republican Policy Office, discussed the changes made in the (H-1) substitute to HB 4961.

Representative Afendoulis moved to adopt the substitute (H-1) to HB 4961. The motion prevailed 8-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Heise, Webber, Howrylak, Afendoulis, Lucido, Guerra, Hovey-Wright, Chang.

Nays: None.

Pass: None.

Representative Afendoulis moved to report HB 4961 with recommendation, as substitute (H-1). The motion prevailed 8-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Heise, Webber, Howrylak, Afendoulis, Lucido, Guerra, Hovey-Wright, Chang.

Nays: None.

Pass: None.

Representative Chang moved to report HB 4962 with recommendation. The motion prevailed 8-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Heise, Webber, Howrylak, Afendoulis, Lucido, Guerra, Hovey-Wright, Chang.

Nays: None.

Pass: None.

Representative Lucido moved to report HB 4963 with recommendation. The motion prevailed 8-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Heise, Webber, Howrylak, Afendoulis, Lucido, Guerra, Hovey-Wright, Chang.

Nays: None.

Pass: None.

Representative Chang discussed the changes made in the (H-2) substitute to HB 4965.

Representative Chang moved to adopt the substitute (H-2) to HB 4965. The motion prevailed 8-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Heise, Webber, Howrylak, Afendoulis, Lucido, Guerra, Hovey-Wright, Chang.

Nays: None.

Pass: None.

Representative Chang moved to report HB 4965 with recommendation, as substitute (H-2). The motion prevailed 8-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Heise, Webber, Howrylak, Afendoulis, Lucido, Guerra, Hovey-Wright, Chang.

Nays: None.

Pass: None.

Representative Howrylak moved to report HB 4966 with recommendation. The motion prevailed 8-0-0.

FAVORABLE ROLL CALL

Yeas: Reps. Heise, Webber, Howrylak, Afendoulis, Lucido, Guerra, Hovey-Wright, Chang.

Nays: None.

Pass: None.

There being no further business before the committee, the Chair adjourned the meeting at 9:24 a.m.

Representative Kurt Heise, Chair_____

Angie Lake, Committee Clerk

House Criminal Justice Committee